



Fee Purpose

Attorney's Docket No.: 09970-012001

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Eric Foxlin et al.
Serial No. : 10/762,810
Filed : January 22, 2004
Title : MOTION-TRACKING

Art Unit : 2856
Examiner : Helen C. Kwok

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

TERMINAL DISCLAIMER UNDER 37 C.F.R. §§3.73(b) AND 1.321(b)

Pursuant to 37 C.F.R. § 3.73(b), INTERSENSE, INC., certifies that it is the assignee of the entire right, title, and interest in the above-referenced application by virtue of an assignment from the inventors of the patent application referenced above. The assignment was recorded in the Patent and Trademark Office at Reel 014443 Frame 0965 on March 18, 2004.

INTERSENSE, INC. also certifies that it is the assignee of U.S. Patent Nos. 6,474,159 and 6,681,629.

The undersigned has reviewed all the documents in the chain of title of the above-referenced application and to the best of undersigned's knowledge and belief, title is in INTERSENSE, INC..

The undersigned is empowered to act on behalf of the assignee.

Pursuant to 37 C.F.R. § 1.321(b), and to obviate a double patenting rejection, the assignee referenced above hereby waives and disclaims the terminal portion of the term of the entire patent to be granted upon the above-referenced application subsequent to the expiration date of U.S. Patent No. 6,474,159 or U.S. Patent No. 6,681,629, whichever is earlier, provided that any patent granted on the above-referenced application shall be enforceable only for and during such period that it is commonly owned with U.S. Patent No. 6,474,159 and U.S. Patent No. 6,681,629.

CERTIFICATE OF MAILING BY FIRST CLASS MAIL

I hereby certify under 37 CFR §1.8(a) that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage on the date indicated below and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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PATENT APPLICATION FEE DETERMINATION RECORD

Substitute for Form PTO-875

Application or Docket Number

101762,810

CLAIMS AS FILED – PART I

(Column 1)

(Column 2)

SMALL ENTITY

OR

OTHER THAN
SMALL ENTITY

| FOR | NUMBER FILED | NUMBER EXTRA |
|---|--------------|--------------|
| BASIC FEE (37 CFR 1.16(a)) | | |
| TOTAL CLAIMS (37 CFR 1.16(c)) | minus 20 = | * |
| INDEPENDENT CLAIMS (37 CFR 1.16(b)) | minus 3 = | * |
| MULTIPLE DEPENDENT CLAIM PRESENT (37 CFR 1.16(d)) | | |

| RATE | FEE |
|-------|-----|
| | \$ |
| X \$ | = |
| X \$ | = |
| + \$ | = |
| TOTAL | |

| RATE | FEE |
|-------|-----|
| | \$ |
| X \$ | = |
| X \$ | = |
| + \$ | = |
| TOTAL | |

* If the difference in column 1 is less than zero, enter "0" in column 2.

CLAIMS AS AMENDED – PART II

3-31-05

(Column 1)

(Column 2)

(Column 3)

SMALL ENTITY

OR

OTHER THAN
SMALL ENTITY

| AMENDMENT A | CLAIMS REMAINING AFTER AMENDMENT | HIGHEST NUMBER PREVIOUSLY PAID FOR | PRESENT EXTRA |
|---|----------------------------------|------------------------------------|---------------|
| Total (37 CFR 1.16(c)) | 25 | 23 | 2 |
| Independent (37 CFR 1.16(b)) | 7 | 0 | 1 |
| FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM (37 CFR 1.16(d)) | | | |

| RATE | ADDITIONAL FEE |
|-----------------|----------------|
| X \$ | 25 = \$50 |
| X \$ | 100 = \$100 |
| + \$ | 180 = |
| TOTAL ADD'L FEE | pd. |

| RATE | ADDITIONAL FEE |
|-----------------|----------------|
| X \$ | 50 = |
| X \$ | 200 = |
| + \$ | 360 = |
| TOTAL ADD'L FEE | |

| AMENDMENT B | CLAIMS REMAINING AFTER AMENDMENT | HIGHEST NUMBER PREVIOUSLY PAID FOR | PRESENT EXTRA |
|---|----------------------------------|------------------------------------|---------------|
| Total (37 CFR 1.16(c)) | * | Minus ** | = |
| Independent (37 CFR 1.16(b)) | * | Minus *** | = |
| FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM (37 CFR 1.16(d)) | | | |

| RATE | ADDITIONAL FEE |
|-----------------|----------------|
| X \$ | = |
| X \$ | = |
| + \$ | = |
| TOTAL ADD'L FEE | |

| RATE | ADDITIONAL FEE |
|-----------------|----------------|
| X \$ | = |
| X \$ | = |
| + \$ | = |
| TOTAL ADD'L FEE | |

| AMENDMENT C | CLAIMS REMAINING AFTER AMENDMENT | HIGHEST NUMBER PREVIOUSLY PAID FOR | PRESENT EXTRA |
|---|----------------------------------|------------------------------------|---------------|
| Total (37 CFR 1.16(c)) | * | Minus ** | = |
| Independent (37 CFR 1.16(b)) | * | Minus *** | = |
| FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM (37 CFR 1.16(d)) | | | |

| RATE | ADDITIONAL FEE |
|-----------------|----------------|
| X \$ | = |
| X \$ | = |
| + \$ | = |
| TOTAL ADD'L FEE | |

| RATE | ADDITIONAL FEE |
|-----------------|----------------|
| X \$ | = |
| X \$ | = |
| + \$ | = |
| TOTAL ADD'L FEE | |

* If the entry in column 1 is less than the entry in column 2, write "0" in column 3.

** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, enter "20".

*** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, enter "3".

The "Highest Number Previously Paid For" (Total or Independent) is the highest number found in the appropriate box in column 1.

This collection of information is required by 37 CFR 1.16. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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